

DOCKET NO. 2685.2030 000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Jennifer L. Schmitke, Donghao Chen, Richard P. Batycky, David A. Edwards and Jeffrey S. Hrkach

Application No.:

09/888,126

Group:

1616

Filed:

June 22, 2001

Examiner:

Mina Haghigian

Confirmation No.:

9053

For: PARTICLES FOR INHALATION HAVING RAPID RELEASE PROPERTIES

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

On April 20, 2004Judy Breen

Date

Signature

Judy Breen

Typed or printed name of person signing certificate

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is An Amendment for filing in the above-identified application.

Small entity status of this application under 37 C.F.R. 1.9 and 1.27 has been established by a Small Entity Statement previously submitted.

A Small Entity Statement to establish small entity status under 37 C.F.R. 1.9 and 1.27 is enclosed.

The fee has been calculated as shown below:

(COL. 1)	(COL. 2)	(COL. 3)	SMALL ENTITY		OTHER THAN SMALL ENTITY	
CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDIT. FEE	OR RATE	ADDIT. FEE
TOTAL	57	MINUS *	60	0	X \$ 9.00	X \$18.00
INDEP	3	MINUS **	3	0	X \$42.00	X \$84.00
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				+ \$145.00	+ \$290.00	\$0
* not fewer than 20				\$		
** not fewer than 3				TOTAL = 0	TOTAL =	\$

Please charge Deposit Account No. 502807 for the following fees:

<input type="checkbox"/>	Petition for [] month Extension of Time	\$	
<input type="checkbox"/>	Amendment Fee	\$	
<input type="checkbox"/>	Other Fees:		
		\$	
		\$	

TOTAL: \$ 0

A check is enclosed in payment of the following fees:

<input checked="" type="checkbox"/>	Petition for two month Extension of Time	\$	420
<input type="checkbox"/>	Amendment Fee	\$	
<input type="checkbox"/>	Other Fees:		
		\$	
		\$	

TOTAL: \$ 420

A general authorization is hereby granted to charge Deposit Account No. 502807 for any fees required under 37 C.F.R. 1.16 and 1.17 in order to maintain pendency of this application. A copy of this authorization is enclosed for accounting purposes.

Respectfully submitted,

ELMORE CRAIG, P.C.

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Dated: *April 20, 2001*



16/6/\$
PATENT APPLICATION
Attorney's Docket No.: 2685.2030-000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Jennifer L. Schmitke, Donghao Chen, Richard P. Batycky, David A. Edwards and Jeffrey S. Hrkach

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CERTIFICATE OF MAILING OR TRANSMISSION

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April 20, 2004

Date

Judy Breen

Signature

Judy Breen

Typed or printed name of person signing certificate

AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This Amendment is being filed in response to the Office Action mailed from the U.S.

Patent and Trademark Office on November 20, 2003 in the above-identified application.

Reconsideration and further examination are requested.

An extension of time to respond to the Office Action is respectfully requested. A Petition for Extension of Time and the appropriate fee are being filed concurrently with this Amendment.

Please amend the application as follows: